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6 Attorneys for Defendants
CLUCK UNIVERSITY CHICKEN OF PALO ALTO, LP, d/b/a
7 UNIVERSITY CHICKEN SANTA CLARA, LP; UC RESTAURANT
MANAGEMENT, INC.; UNIVERSITY CHICKEN, INC.; UNIVERSITY
8 CHICKEN FRESNO, LP; UNIVERSITY CHICKEN SAN JOSE, LLC; and
9 MICHAEL C. BORNEO

10

11 IN THE UNITED STATES DISTRICT COURT
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA

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14 CLUCK-U, CORP.,
a Maryland corporation,

15 Plaintiff,

16 v.

17 CLUCK UNIVERSITY CHICKEN OF PALO
ALTO, LP, d/b/a UNIVERSITY CHICKEN
18 SANTA CLARA, a California limited
partnership; CLUCK UNIVERSITY CHICKEN
19 OF SAN JOSE, LP, a California limited
partnership; UC RESTAURANT
20 MANAGEMENT, INC., a California
corporation; UNIVERSITY CHICKEN, INC., a
21 California corporation; UNIVERSITY
CHICKEN FRESNO, LP, a California limited
22 partnership; UNIVERSITY CHICKEN SAN
JOSE, LLC, a California limited liability
23 company; Michael C. Borneo, an individual; and
DOES 1-50, inclusive,

24 Defendants.

CASE NO. C07-04986 CW

STIPULATION OF DISMISSAL;
[PROPOSED] ORDER
[Fed. Rule Civ. Proc., Rule 41(a)(1)]

26
27 IT IS HEREBY STIPULATED by Plaintiff Cluck-U Corporation through their attorney of
28 record, Christopher J. Passarelli, Esq. of LaRiviere, Grubman & Payne, LLP and Defendants

1 Michael C. Borneo, Cluck University Chicken of Palo Alto, LP, dba University Chicken Santa
2 Clara; Cluck University Chicken of San Jose, LP; UC Restaurant Management, Inc.; University
3 Chicken, Inc.; University Chicken Fresno, LP; and University Chicken San Jose, LLC through their
4 attorney of record Stephen P. Ellingson of Hayes Davis Bonino Ellingson McLay & Scott, LLP, that
5 the above-captioned action be, and hereby is, DISMISSED WITH PREJUDICE pursuant to Federal
6 Rules of Civil Procedure, rule 41(a)(1).

7 Dated: 9/5, 2008

HAYES DAVIS BONINO ELLINGSON
McLay & Scott, LLP

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9 STEPHEN P. ELLINGSON
10 JAMIE A. RADACK
11 Attorneys for Defendants
12 CLUCK UNIVERSITY CHICKEN OF PALO ALTO,
13 LP, d/b/a UNIVERSITY CHICKEN SANTA CLARA,
14 LP; UC RESTAURANT MANAGEMENT, INC.;
15 UNIVERSITY CHICKEN, INC.; UNIVERSITY
16 CHICKEN FRESNO, LP; UNIVERSITY CHICKEN
17 SAN JOSE, LLC; and MICHAEL C. BORNEO

18 Dated: 9/10/08, 2008

LARIVIERE, GRUBMAN & PAYNE, LLP

19 ROBERT W. PAYNE
20 ALAN E. ENGLE
21 NICOLE A. SMITH
22 CHRISTOPHER J. PASSARELLI
23 Attorney for Plaintiff
24 CLUCK-U CORP.

ORDER

25 IT IS SO ORDERED.

26 Dated: _____, 2008

27 HONORABLE SAMUEL CONTI
28 UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA